



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Public Hearing to Consider Resolution/Order to Vacate Three On-Site Public Utility Easements at 600 and 610 West Lodi Avenue

MEETING DATE: September 7, 1994

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council, after hearing input from property owners, take the appropriate action on this proposed abandonment.

BACKGROUND INFORMATION: The 5-foot and 8-foot easements at 600 and 610 West Lodi Avenue have existing utilities that provided services to structures that have been and will be demolished (Mandarin Restaurant and Central Sierra Bank). The 10-foot and 7-foot easements have never been used. The locations of the easements are shown on the attached exhibit. The developer of the properties will dedicate easements and relocate any necessary services required for future development.

The Planning Commission, at their August 8, 1994 meeting, made the determination that there was no public need for the easements and recommended abandonment.

FUNDING: Not applicable.


Jack L. Ronsko
Public Works Director

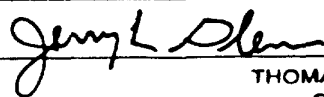
Prepared by Sharon A. Welch, Associate Civil Engineer

JLR/SAW/pf

Attachment

cc: City Attorney
Associate Civil Engineer
Lucky Store, Inc.
Slooten Consulting, Inc.

APPROVED.



THOMAS A. PETERSON
City Manager



recycled paper

DECLARATION OF MAILING

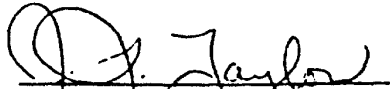
On August 4, 1994 in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a copy of the Notice attached hereto, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 4, 1994, at Lodi, California.

Jennifer M. Perrin
City Clerk



Jacqueline L. Taylor
Deputy City Clerk



CITY OF LODI

**Carnegie Forum
305 West Pine Street, Lodi**

NOTICE OF PUBLIC HEARING

Date: September 7, 1994

Time: 7:00 p.m.

For information regarding this notice please contact:

Jennifer M. Perrin

City Clerk

Telephone: (209) 333-6702

NOTICE OF PUBLIC HEARING

September 7, 1994

NOTICE IS HEREBY GIVEN that on Wednesday, September 7, 1994 at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a Public Hearing to consider the following matter:

- a) Intention to abandon three on-site easements at 600 and 610 West Lodi Avenue.

This matter was referred to the Planning Commission and will appear on its agenda of August 8, 1994.

All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.


If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the Public Hearing.

By Order of the Lodi City Council:


Jennifer M. Perrin
City Clerk

Dated: August 3, 1994

Approved as to form:


Bobby W. McNatt
City Attorney

RESOLUTION NO. 94-103

A RESOLUTION OF THE LODI CITY COUNCIL
VACATING PUBLIC UTILITY EASEMENTS AT
600 AND 610 WEST LODI AVENUE

WHEREAS, on February 21, 1978 (600/610 West Lodi Avenue, Lodi, CA) and on February 22, 1988 (610 West Lodi Avenue, Lodi, CA), there was dedicated easements for public utilities located at 600 and 610 West Lodi Avenue, Lodi, more particularly described as follows and delineated on the attached map:

610 W. Lodi Avenue - Instrument #88018774

610 W. Lodi Avenue - Book of Official Records Vol. 4364, Pg. 614

600 W. Lodi Avenue - Book of Official Records Vol. 4364, Pg. 612;
and

WHEREAS, the developers of 600 and 610 West Lodi Avenue, have requested that the City of Lodi abandon such easements; and

WHEREAS, such necessary easements and facilities will be relocated and there are no other public facilities located within the easement; and

WHEREAS, the Streets and Highways Code of the State of California, Sections 8330 and 8333 provide that the legislative body of a local agency may summarily vacate a public service easement if the easement have been superseded by relocation and there are no other public facilities located within the easement; and

WHEREAS, pursuant to the requirements of Government Code Section 27288.1, the name of the owner of the title or interest in 600 and 610 West Lodi Avenue as it appeared at the time and in the document creating the interest, right or encumbrance is as follows:

Harry L. Bader, et al

Connie Dewalt

Bank of America, National Trust & Savings Association

WHEREAS, in accordance with Streets and Highways Code Section 8300 et seq., it is the desire of the City Council of the City of Lodi to vacate such easements.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

That the public utility easements located at 600 and 610 West Lodi Avenue be vacated; and

That from and after the date this resolution is recorded, such easements will no longer constitute public service easements.

Dated: September 7, 1994

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I hereby certify that Resolution No. 94-103 was passed and adopted by the Lodi City Council in a regular meeting held September 7, 1994 by the following vote:

Ayes: Council Members - Davenport, Mann, Pennino, Snider
and Sieglock (Mayor)

Noes: Council Members - None

Absent: Council Members - None


Jennifer M. Perrin
City Clerk

94-103

RES94103/TXTA.02J

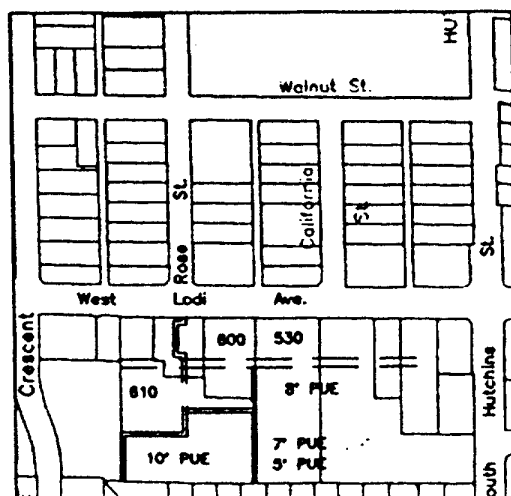
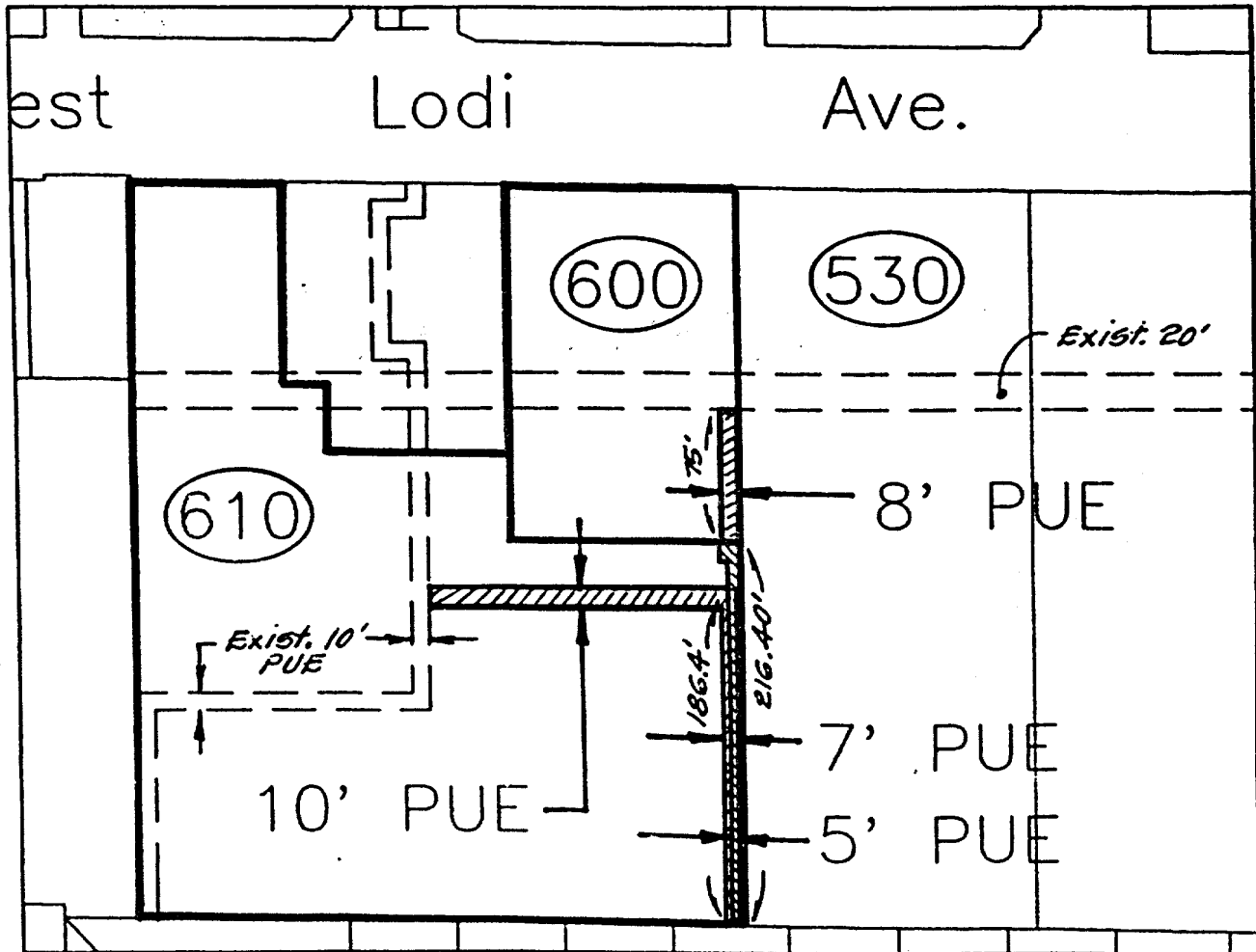


CITY OF LODI

PUBLIC WORKS DEPARTMENT

EASEMENT VACATION

600 AND 610 W. LODI AVENUE



VICINITY MAP
N.T.S.



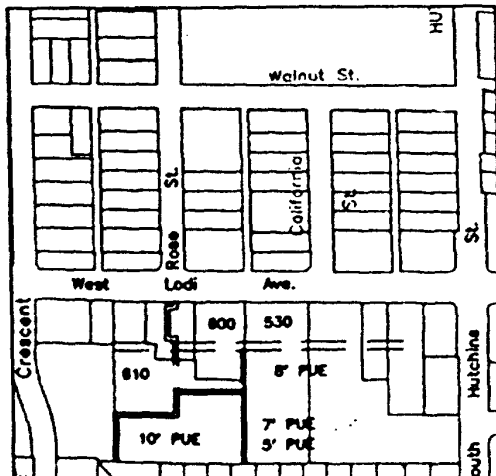
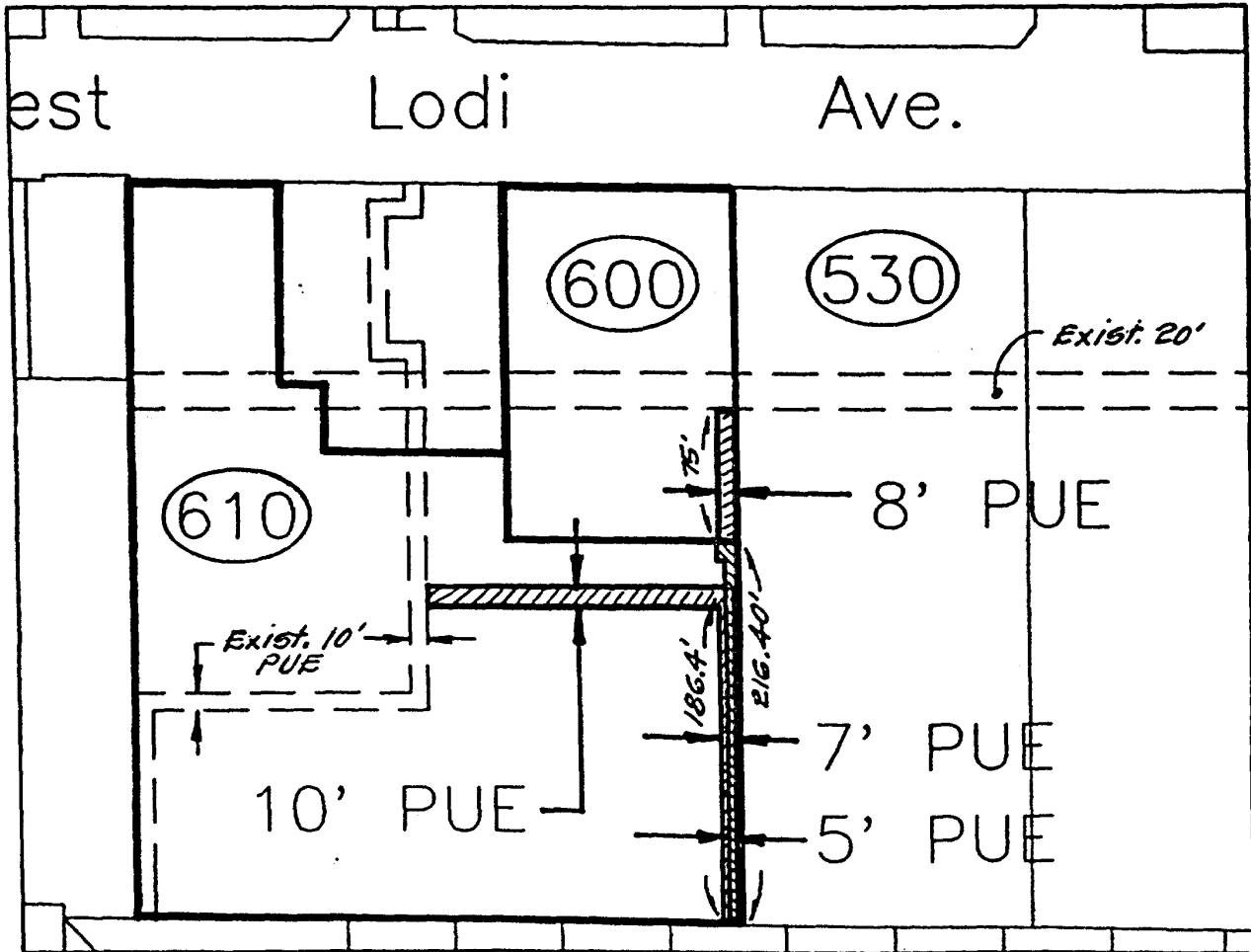


CITY OF LODI

PUBLIC WORKS DEPARTMENT

EASEMENT VACATION

600 AND 610 W. LODI AVENUE



VICINITY MAP
N.T.S.



CITY COUNCIL

JACK A. SIEGLOCK, Mayor
STEPHEN J. MANN
Mayor Pro Tempore
RAY G. DAVENPORT
PHILLIP A. PENNINO
JOHN R. (Randy) SNIDER

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 334-5634
FAX (209) 333-6795

THOMAS A. PETERSON
City Manager
JENNIFER M. PERRIN
City Clerk
BOB McNATT
City Attorney

August 31, 1994

SUBJECT: Public Hearing to Consider Resolution/Order to Vacate Three On-Site Easements at 600 and 810 West Lodi Avenue

Enclosed is a copy of background information on an item that is on the City Council agenda of Wednesday, September 7, 1994, at 7 p.m. The meeting will be held in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

The Council will conduct a public hearing on this item. You are welcome to attend and speak at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Jennifer Perrin, City Clerk, at (209) 333-6702.

If you have any questions about the item itself, please call Sharon Welch, Associate Civil Engineer, at (209) 333-6706.


Jack L. Ronsko
Public Works Director

JLR/pf

Enclosure

cc: City Clerk

CITY OF LODI

CITY HALL, 221 W. PINE ST.
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

SLOOTEN CONSULTING, INC
2535 CAPITOL OAKS DR STE 120
SACRAMENTO CA 95833

CITY OF LODI

CITY HALL, 221 W. PINE ST.
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

JEFF GUTLI
LUCKY STORES, INC
656 S KNOTT AVE
BUENA PARK CA 90620-1159